



महाराष्ट्र शासन राजपत्र

असाधारण

प्राधिकृत प्रकाशन

सोमवार, जानेवारी १२, १९८७/पौष २२, शके १९०८

स्वतंत्र संकलन म्हणून फाईल करण्यासाठी या भागाला वेगळे पृष्ठ क्रमांक दिले आहेत

भाग चार-ब

महाराष्ट्र शासनाने महाराष्ट्र अधिनियमान्वये तयार केलेले (भाग एक, एक-अ आणि एक-ल यांमध्ये प्रसिद्ध केलेले नियम व आदेश यांब्यतिरिक्त) नियम व आदेश

HOME DEPARTMENT (SPECIAL)

Mantralaya, Bombay 400 032, dated the 12th January 1987

BOMBAY CINEMAS (REGULATION) ACT, 1953.

No: BCR. 4583/1079/SPL-5.—In exercise of the powers conferred by sub-section (1) and clause (a), (a-i), (b), (c) and (d) of sub-section (2) and sub-section (3) of section 9 of the Bombay Cinemas (Regulation) Act, 1953 (Bom. XI of 1953), and of all other powers enabling it in that behalf, the Government of Maharashtra hereby makes the following rules further to amend the Maharashtra Cinemas (Regulation) Rules, 1966, the same having been previously published as required by sub-section (4) of the said section 9, namely:—

1. These rules may be called the Maharashtra Cinemas (Regulation) (Amendment) Rules, 1987.

2. In rule 2 of the Maharashtra Cinemas (Regulation) Rules, 1966 (hereinafter referred to as "the principal rules"),—

(i) in clause (c), for the words "a drive-in-cinema"; the words "drive-in-cinema and a video-cinema;" shall be substituted;

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(२२)

(ii) after clause (f-5), the following clause shall be inserted, namely:—

“(f-6) “video-cinema” means any place wherein an exhibition of moving pictures or series of pictures is given by means of a video cassette recorder, video cassette player, or any such similar instrument or device through the medium of television.”.

3. After Chapter III-A of the principal rules, the following Chapter shall be inserted, namely:—

“CHAPTER III-B

SPECIAL PROVISIONS RELATING TO VIDEO-CINEMA

24C. *Video-cinema licence.*—No place shall be opened or allowed to remain open to the public for use as video-cinema unless the person being the owner, tenant or occupier thereof shall have obtained a licence therefore.

24D. *Application for video-cinema licence.*—Application for grant of a video-cinema licence duly filled in and accompanied with the fee prescribed under sub-rule (2) of rule 24F shall be made to the licensing authority in Form D-1.

24E. *Grant of video-cinema licence.*—The licensing authority after receipt of application, on being satisfied that all the necessary requirements under the rules have been complied with, may grant a video-cinema licence to the applicant on such terms and conditions and subject to such restrictions as the licensing authority may determine. The video-cinema licence shall be in Form D-2.

24F. *Duration of and fee for grant of video-cinema licence.*—(1) A video-cinema may be licenced for any period not exceeding one-year.

(2) The fee for the video-cinema licence shall be as follows:—

(a) for a period not exceeding six months Rs. 250 ;

(b) for a period exceeding six months but not exceeding one year Rs. 500.

(3) The video-cinema licence granted under this rule shall, unless sooner suspended or cancelled, be valid for a period of one year beginning on the 1st January and ending on 31st December. However, where such licence is granted at any time during the year it shall, unless sooner suspended or cancelled, be valid for the period beginning on the date of issue of such licence and ending on 31st day of December of that year.

Notes.—(1) The fees for the inspection of electric installations shall be separately paid in accordance with the rates notified under the Indian Electricity Rules, 1956.

(2) The fee for making any alteration or addition in a video-cinema licence shall be Rs. 100 and the fee for a duplicate licence shall be Rs. 200.

24G. *Power to refuse grant of video-cinema licence.*—The licensing authority may refuse to grant the video-cinema licence if it is satisfied that

the provisions of these rules applicable to video-cinema are not complied with.

24H. *Renewal and fee for renewal of video-cinema licence.*—(1) The licence granted under rule 24F may be renewed for a period of one year at a time and when so renewed the licence shall, unless sooner suspended or cancelled, be valid for the period for which it is renewed.

(2) The application for renewal of the video-cinema licence shall be made one month before the date of expiry of the period of the licence and it should be decided before the period of licence expires :

Provided that, if an application for the renewal of the video-cinema licence is made after the date of such expiry, the licence may be renewed only on payment of an additional fee at the rate of Rs. 250 per month or part of month of delay in making such application.

(3) The fee for renewal of the video-cinema licence for each year shall be Rs. 500.

24I. *Requirements of video-cinema.*—A video-cinema shall be exhibited so as to conform to the following requirements, that is to say —

(1) The place where the video-cinema is intended to be exhibited shall be a separate enclosed space, the area of which shall not be less than 40 square metres, and it should be on ground floor only.

(2) The enclosed space referred to in clause (1) shall be such that the exhibition of video-cinema is not visible from outside and such enclosed space shall, as far as possible, be sound proof and height between ground floor and ceiling should be of minimum 10 feet.

(3) Not more than 30 persons shall be allowed in such enclosed space at a time :

Provided that, where such enclosed space is bigger than the minimum area as prescribed in clause (1), additional persons at the rate of one person per square metre shall be allowed, subject to a maximum number of 75 persons,

(4) (i) the distance between the television screen or any other screen used for exhibition of video-cinema and the front row of seats shall not be less than 1.80 metres ;

(ii) the television set used for exhibition through the video cassette recorder, video cassette player or any other instrument shall be kept on a elevated fixed platform so as to be visible to the viewers sitting in the last row ;

(iii) the size of the television screen or screen used for any other media shall not be less than 51 centimetres ;

(iv) chairs with folding seats shall be provided in the enclosed space but they should be fixed with the floor. Sufficient space should be kept

between the two rows of the seats but it should not be less than 30 cms., so as to allow free movement of viewers ;

(v) the enclosed space shall be well ventilated by providing adequate number of ceiling fans, exhaust fans or installing air-conditioner ;

(vi) there shall be separate exit and entrance to the enclosed space ;

(vii) separate toilet facilities for gents and ladies shall be provided ;

(viii) the licensee shall provide adequate safety measures, such as first-aid-box and fire fighting equipments and water coolers, etc. ;

(ix) the licensee shall also produce a certificate from the Electrical Inspector of the area concerned to the effect that electrical fittings and wiring, etc. in the enclosed space is in order and have been inspected and passed by him ;

(x) the licensee shall take adequate precaution to ensure that the enclosed space is kept clean and tidy ;

(xi) there shall be no smoking and serving of, or consumption of, alcoholic drinks in the enclosed space.

(5) The licensee shall not commence exhibition of video-cinema earlier than 10 a.m. and in no case video-cinema shall be exhibited after 11-30 p.m.

(6)(i) the licensee shall not exhibit any projection of film which is certified as 'A' certificate film under the Cinematograph Act, 1952 (37 of 1952) when the assembly of viewers consists of persons below eighteen years of age ;

(ii) the licensee shall exhibit outside the enclosed space by placard or by any other means, information regarding the title of the film, nature of certificate issued by the Censor Board and other particulars such as, Producer, Director and important cast sufficiently in advance before the exhibition of the video-cinema show.

(7) The licensee shall maintain a full and accurate record of total number of persons present at the time of each show. He shall also maintain and supply such other record and details pertaining to the video-cinema show held by him as the licensing authority may demand from him and shall abide by the directions issued by that authority from time to time.

(8) The licensee shall obtain other necessary licences as may be required under any other Central or State laws ;

Provided that, provisions of clauses (1) to (3), sub-clauses (i), (iv), to (vii), (ix) and (xi) of clause (4), clause (5) and sub-clause (ii) of clause (6) shall not apply to the video-cinema exhibited in omnibuses.

241. *Application of other provisions of the rules.*—In addition to the provisions of this Chapter, provisions of Chapter I, rules 3 and 4 of Chapter II, rules 103 to 104 of Chapter VIII, rules 116, 125, 127 to 129 of Chapter IX, rules 131 to 133 of Chapter X, shall *mutatis mutandis* apply to the video-cinema. No other provisions of these rules shall apply to the video-cinema.

4. After FORM D the following forms shall be inserted, namely:—

“ FORM D-1

(See rule 24D)

Application for video cinema licence.

1. Full name of the applicant ...
2. Age ...
3. Full address of the applicant ...
4. Place where the proposed video cinema is to be located (give detailed particulars of the City and Ward number, or village, taluka, district and house number, name of the building, the road on which it is situated, etc.):—
5. The area in square metres of the enclosed space to be used for video cinema :
6. Seating capacity :
7. The name of the manager or managers, who will be in-charge of the video-cinema in the absence of the licensee:—
8. Date from which the applicant proposes to start the video-cinema :—

Date :

Place :

Signature.

FORM D-2

(See rule 24E)

Licence for video-cinema

Under the powers vested in the Commissioner of Police under section 3
District Magistrate,

of the Bombay Cinemas (Regulation) Act, 1953 (Bom XI of 1953), licence
is hereby granted to Shri/Smt.

Resident of District authorising him/her to
run video-cinema at Taluka/Tahsil District

(More particularly described below) by giving exhibition by means of
video-cassette recorder (Video Cassette Player) or such similar device
subject to the following conditions and restrictions, namely:—

(Here give the full description of video-cinema with seating capacity)

Conditions and Restrictions.

(Here specify the conditions and restrictions, if any.)

Given under my hand and seal, this day of 19

Licensing Authority.

RENEWALS.

Date of renewal	Valid till	Fee (including addi- tional fee for delay)	Signature of licens- ing authority
Rs.			

By order and in the name of the Governor of Maharashtra,

.....
Deputy Secretary to Government.

शासकीय मुख्यवर्ती मुख्यालय, मुंबई